

MAR-27-2006 2:16PM

USDA/ARS/OTT Fax: 301-504-5060

NO. 5212 P. 1

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to: Examiner Lakia J. Tongue, Art Unit 1645

**MAIL STOP**  
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fax #: 571-273-8300

re: 10/644,927

date: March 27, 2006

pages: 2, including this cover sheet.


Attached is a NOTICE OF APPEAL. Entry of said NOTICE OF APPEAL is respectfully requested.

☒ NOTICE OF APPEAL

☒ Certificate of Facsimile

CERTIFICATE OF FILING VIA FACSIMILE

The undersigned hereby certifies that the attached **NOTICE OF APPEAL**, was this day, March 27, 2006, filed in the United States Patent and Trademark Office via facsimile to facsimile number 571-273-8300. Total Pages:2

  
Gail E. Poulos

From the desk of...  
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301-504-5302  
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In Re Application Of: Stern et al.

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/644,927	AUGUST 21, 2003	LAKIA J. TONGUE	25293	1643	

Invention: BACTERIOCINS AND NOVEL BACTERIAL STRAINS

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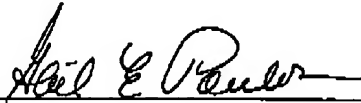
COMMISSIONER FOR PATENTS:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated DECEMBER 29, finally rejecting Claim(s) 35-37

The fee for this Notice of Appeal is: \$500.00

- ☐ A check in the amount of the fee is enclosed.
- ☐ The Director has already been authorized to charge fees in this application to a Deposit Account.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 50-2134
- ☐ Payment by credit card. Form PTO-2038 is attached.

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

  
Signature

Dated: MARCH 27, 2006

CC:  
J. FADO  
N. STERN

CC:

P13LARGE/REV09